

United States District Court
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA	§	
	§	
vs.	§	Case No. 4:10cr212
	§	(Judge Crone)
LUCAS RANDALL SUTHERLAND (1)	§	

REPORT AND RECOMMENDATION
OF UNITED STATES MAGISTRATE JUDGE

Pending before the Court is the request for revocation of Defendant's supervised release. After the District Judge referred the matter to this Court for a report and recommendation, the Court conducted a hearing on November 4, 2014, to determine whether Defendant violated his supervised release.

On June 20, 2011, Defendant was sentenced by the Honorable David Folsom to fifteen (15) months' custody followed by three (3) years of supervised release for the offense of Possession of a Firearm by a Felon. On November 15, 2012, Defendant completed his period of imprisonment and began service of his supervised term.

On July 3, 2014, the U.S. Probation Officer executed a Petition for Warrant for Offender Under Supervision. Prior to the Government putting on its case, Defendant entered a plea of true to allegations three and four. The Court recommends that Defendant's supervised release be revoked.

RECOMMENDATION

The Court recommends that the District Judge revoke Defendant's supervised release. Pursuant to the Sentencing Reform Act of 1984, the Court recommends that Defendant be committed to the custody of the Bureau of Prisons to be imprisoned for a term of eight (8) months with no supervised release to follow. It is also recommended that this sentence should be served

consecutively to any sentence of imprisonment the Defendant is currently serving. It is also recommended that Defendant be housed in the Bureau of Prisons, Fort Worth Unit.

After the Court announced the recommended sentence, Defendant executed the consent to revocation of supervised release and waiver of right to be present and speak at sentencing.

Defendant and the Government also waived their right to file objections.

SIGNED this 5th day of November, 2014.


AMOS L. MAZZANT
UNITED STATES MAGISTRATE JUDGE